

Report of the
SPECIAL TOWN MEETING
May 2, 2011

In accordance with the Warrant, the Special Town Meeting was held in the Stony Brook Cafetorium on Monday, May 2nd, 2011.

The meeting was called to order at 7:05p.m. by the Moderator, Stephen L. Doyle.

The tellers were David Lahive, David Quinn, Jackie Dufresne, Ed Swiniarski, Bill Reed, Pete Scheffer, Lou Dufresne and Pat Galante. The checkers were June Gallant, Mary Myers, Elizabeth Hardy, Ann Golini, Barbara Bender, Jayanne Sci, Joan Scheffer and Maureen Steinmann. Joanne Hush, Chairman of the Board of Registrars.

A quorum was present with 1236 registered voters in attendance.

The Town Clerk, Colette M. Williams, read the Special Town Meeting Warrant and the return of the Warrant. There being no objection, the Moderator dispensed with the reading of the articles.

UNPAID BILLS

<u>ARTICLE NO. 1:</u> To see if the Town will vote to transfer from available funds a sum of money to pay bills incurred but unpaid during a previous fiscal year, as follows:	
1. Agway of Cape Cod	\$20.00
2. Cape Cod Hospital	\$48.00
3. Mid-Cape Garage Door, Inc.	<u>\$425.00</u>
Grand-total	\$493.00

or to take any other action relative thereto.

(Nine-tenths Vote Required) (Board of Selectmen)

MOTION: I move that the town vote to approve article no. 1 as printed in the warrant and to transfer the sum of \$493.00 from Free Cash for this purpose.

ACTION: ADOPTED UNANIMOUSLY

BUDGETARY TRANSFERS

- ARTICLE NO. 2:** To see if the Town will vote in the following manner to appropriate from available funds and/or to transfer from surplus funds in some departments the amounts needed to prevent deficits in other departments this fiscal year:
- a. Transfer the sum of **\$2,775.00** from Fund Balance Reserved for Open Space/Community Preservation funds to line item no. 4 (Debt Service) of article no. 3 of the 2010 Annual Town Meeting,
 - b. Transfer the sum of **\$1,500.00** from line item no. 4 (Retirement/Pension) to line item no. 16 (Recreation Wages) of article no. 3 of the 2010 Annual Town Meeting,
 - c. Transfer the sum of **\$3,500.00** from line item no. 4 (Retirement/Pension) to line item no. 6 (Town Hall Maintenance Wages) of article no. 3 of the 2010 Annual Town Meeting,
 - d. Transfer the sum of **\$40,000.00** from the Ambulance Receipts Reserved for Appropriation account to line item no. 8 (Fire Wages) of article no. 3 of the 2010 Annual Town Meeting,
 - e. Transfer the sum of **\$10,000.00** from the Ambulance Receipts Reserved for Appropriation account and **\$5,650.00** from line item no. 4 (Retirement/Pension) to line item no. 8 (Fire Expenses) of article no. 3 of the 2010 Annual Town Meeting,
 - f. Transfer the sum of **\$15,000.00** from line item no. 4 (Treasurer/Collector Wages) to line item no. 13 (Solid Waste Expenses) of article no. 3 of the 2010 Annual Town Meeting,
 - g. Transfer the sum of **\$800.00** from line item no. 4 (Retirement/Pension) to line item no. 2 (Educational Reimbursement) of article no. 3 of the 2010 Annual Town Meeting,
 - h. Transfer the sum of **\$40,000.00** from Free Cash to line item no. 4 (Fringe Benefits/Unemployment Expense) of article no. 3 of the 2010 Annual Town Meeting,
 - i. Transfer the sum of **\$35,000.00** from Free Cash to line item no. 13 (Snow & Ice Expense) of article no. 3 of the 2010 Annual Town Meeting,

or to take any other action relative thereto.

(Majority Vote Required) (Board of Selectmen)

MOTION: I move that the town vote to approve article no. 2 as printed in the warrant and to transfer the sum of \$154,225.00 for these purposes.

ACTION: ADOPTED UNANIMOUSLY

▪Article 3 of the May 2nd, 2011 Special Town Meeting was presented by Charles L. Sumner.

PRIVATE ROAD ENGINEERING SERVICES / Allen Drive Project

ARTICLE NO. 3: To see if the Town will vote to transfer from available funds the sum of **FIVE THOUSAND AND 00/100 (\$5,000.00) DOLLARS** to finance costs associated with engineering services for a private road betterment for Allen Drive and to authorize the Town Administrator to solicit bids and/or proposals, enter into a contract or contracts and expend said funds for this purpose, said expense to be recovered through the betterment assessments against the abutters, or to take any other action relative thereto.

(Majority Vote Required) (Board of Selectmen)

MOTION: I move that the town vote to approve article no. 3 as printed in the warrant and to transfer the sum \$5,000.00 from the Fund Balance Reserved for Road Betterments account for this purpose.

ACTION: ADOPTED UNANIMOUSLY

HAZARDOUS WASTE COLLECTION PROGRAM

ARTICLE NO. 4: To see if the Town will vote to transfer from the Water Revenue account the sum of **FOURTEEN THOUSAND AND 00/100 (\$14,000.00) DOLLARS** to finance costs associated with the hazardous waste collection day program and to authorize the Town Administrator to solicit bids and/or proposals, enter into a contract or contracts and expend said funds for this purpose, or to take any other action relative thereto.

(Majority Vote Required) (Board of Health & Water Commission)

MOTION: I move that the town vote to approve article no. 4 as printed in the warrant.

ACTION: ADOPTED UNANIMOUSLY

ZONING BYLAW AMENDMENT/ Municipal Wind Energy

ARTICLE NO. 5: To see if the Town will vote to amend the Code of the Town of Brewster, Chapter 179, Article IX Special Regulations, Section 179-40.2. Wind Energy Turbines, Subsection C. Definitions and word usage, by adding the following definition in its alphabetical order:

MUNICIPAL WIND ENERGY TURBINE (MuWET) – Any wind turbine project undertaken directly by a municipality or through an agreement with a third party as voted by Town Meeting.

And by adding to the end of Section 179-40.2 (Wind Energy Turbines) D (Use, site and dimensional regulations) 1 (Use regulations) b (WET facilities) the following sentence:

MuWET’s regardless of size shall be permitted by right on Town-owned property in any industrial (I) district, and by special permit in all other districts, provided they meet all the building code requirements.

And by amending Chapter 179 of the Brewster Town Code (Zoning), Table 1 (Use Regulations), Community Facilities, by adding a new use as follows:

								PWS-
	R-R	R-L	R-M	C-H	V-B	I	MRD	CF
22. Municipal Wind	S	S	S	S	S	P	S	S
Energy Turbine								

or take any other action relative thereto.

(Two-thirds Vote Required)

(Board of Selectmen)

MOTION: I move that the town vote to approve article no. 5 as printed in the warrant.

MOTION: To cut off debate: **ADOPTED**

ACTION: DEFEATED YES – 725 NO – 411

OTHER BUSINESS

ARTICLE NO. 6: To act upon any other business that may legally come before this meeting.

(Board of Selectmen)

MOTION: I move that the town vote to dissolve the 2011 Special Town Meeting.

ACTION: ADOPTED

The Special Town Meeting of May 2nd, 2011 was dissolved at 9:25 p.m.

A TRUE COPY ATTEST:

Colette M. Williams
Town Clerk